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294 5541  
AREA CODE 317

December 19, 1986

Mr. Victor Franklin  
Attorney  
U.S. EPA-Region V  
230 South Dearborn St.  
Chicago, IL 60604]

RE: County Road 10 Land Fill  
Elkhart, Indiana

Dear Mr. Franklin:

We have been calling back and forth for the past several weeks, but have been unable to make connections. I thought it would be advisable to contact you by letter so you at least know what I am trying to contact you for. I will continue to try by telephone and hope that we can make contact.

We represent Himco Waste-Away Service, Inc. Our client has provided certain information to the U.S. EPA in connection with the captioned matter. Part of the information which we did produce to the EPA was a customer list of our client listing all of the customers whose waste, to the best of our knowledge, was disposed of at the land fill site in question. Although the last disposal made at the land fill site was over ten years ago, many of those customers are current customers of our client. We are certain that in some point in the investigation you will be contacting some or all of those customers and requesting information from them concerning the wastes which our client hauled for them and disposed of at the land fill site in question.

We are concerned that receipt of such a letter from the EPA without any advance notice will be a great surprise to our current customers which could have a serious repercussion on our client's business. We would like to have our client send a letter to its customers before anything is sent by the EPA to advise them of the EPA's investigation and to tell them to expect to be receiving requests for information from the EPA. Our intent is not in any way to hinder the EPA's investigation, but rather to cooperate fully with it and to encourage our customers to cooperate fully. We do feel, however, that an advance letter from us would be beneficial for both the EPA and for us. What I was calling to determine is if you knew now when you would be

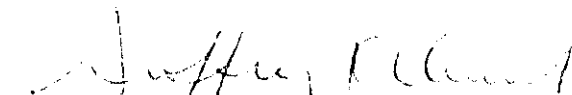
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contacting any of the people on our customer list and which ones you would be contacting. If we could be advised of that in advance we would prepare a letter and send it to those customers whom the EPA would be contacting to help prevent any backlash against both our client and the EPA.

I will continue to attempt to contact you by telephone in hopes that we can discuss this matter and come to an understanding which will be mutually beneficial. Thank you for your consideration.

Sincerely yours,

CHURCH, NILSSON & PAULEN

  
Geoffrey K. Church

GKC/lm

cc: Mr. Charles H. Himes, Jr.